

Amendments to the Claims:

The listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

Claims 1.-22. (Cancelled)

Claim 23. (Currently Amended) A method for triggering automatic emergency braking in a first vehicle to avoid[[,]] or mitigate the effect of[[,]] a rear end collision with a second vehicle traveling ahead of the first vehicle, by implementing a predefined emergency braking deceleration, said method comprising:

determining an instantaneous driving situation of the first vehicle, based on a registered acceleration of the first vehicle; ~~and on a predefined emergency braking deceleration;~~

determining whether a predefined warning condition is fulfilled based on said instantaneous driving situation of said first vehicle, and on said predefined emergency braking deceleration;

triggering a driver warning if ~~at least one~~ said predefined warning condition is fulfilled; and

triggering an automatic emergency braking process, which causes
said first vehicle to decelerate with the predefined emergency braking
deceleration, after the driver warning has been triggered; wherein,

~~fulfillment of the warning condition requires that, based on an~~
~~instantaneous situation of the first vehicle, an automatic emergency braking~~
~~process is to be triggered;~~

the warning condition includes, as target conditions, a predefined
target safety distance and a predefined target relative speed between the first
and second vehicles, which are to be attained after [[the]] said automatic
emergency braking process is completed;

in determining the instantaneous driving situation of the first
vehicle, in addition to the registered acceleration of the first vehicle, a registered
current relative acceleration between the first and second vehicles is also taken
into account; [[.]] and

[[the]] triggering of said [[an]] automatic emergency braking process
is delayed until expiration of a predefined warning time period after the driver
warning has been triggered.

Claim 24. (Previously Presented) The method as claimed in Claim 23, wherein the driver warning includes at least one of visual, acoustic, and haptic signals.

Claim 25. (Currently Amended) The method as claimed in Claim 24, wherein:

[[a]] said driver warning ~~which~~ can be perceived haptically by the driver of the vehicle, and comprises a partial braking process of the vehicle with a predefined partial braking deceleration; and

the predefined partial braking deceleration is smaller than the predefined emergency braking deceleration.

Claim 26. (Currently Amended) The method as claimed in Claim [[25,]] 23, wherein the automatic emergency braking process is triggered only if a given emergency braking condition is fulfilled and the predefined warning time period has expired.

Claim 27. (Currently Amended) The method as claimed in Claim [[26,]] 23, wherein the emergency braking deceleration is predefined in a permanent or adjustable fashion.

Claim 28. (Currently Amended) The method as claimed in Claim [[27,]] 23, wherein the warning time period is predefined in a permanent or adjustable fashion.

Claim 29. (Currently Amended) The method as claimed in Claim [[28,]] 23, wherein the target relative speed is predefined in a permanent or adjustable fashion.

Claim 30. (Currently Amended) The method as claimed in Claim 29, wherein the [[a]] permanently predefined target relative speed between the vehicle and vehicle traveling in front has a value of approximately zero.

Claim 31. (Currently Amended) The method as claimed in Claim [[30,]] 23, wherein the target safety distance is predefined in a permanent or adjustable fashion.

Claim 32. (Currently Amended) The method as claimed in Claim [[31,]] 23, wherein, when it is determined that the driver is attentive, or that the risk of a rear end collision is reduced, the driver warning is not triggered.

Claim 33. (Currently Amended) The method as claimed in Claim [[32,]] 23, wherein, when the driver is attentive or the risk of a rear end collision

is reduced, a driver warning which has already been triggered is terminated or changed, or the automatic emergency braking process is not triggered.

Claim 34. (Currently Amended) The method as claimed in Claim [[33,]] 23, wherein the automatic emergency braking process is triggered automatically when the predefined warning time period expires if the driver warning is not aborted during the predefined warning time period.

Claim 35. (Currently Amended) The method as claimed in Claim [[34,]] 23, wherein an automatic emergency braking process which has already been triggered is aborted if a detected emergency braking time period or the predefined target relative speed and the predefined target safety distance are attained.

Claim 36. (Currently Amended) The method as claimed in Claim [[35,]] 23, wherein:

the driver warning comprises at least two warning stages which are triggered in chronological succession within the predefined warning time period of the driver warning; and

each warning stage is assigned a predefined warning stage time period.

Claim 37. (Previously Presented) The method as claimed in Claim 36, wherein the warning stage time period is predefined in a permanent or adjustable fashion.

Claim 38. (Previously Presented) The method as claimed in Claim 37, wherein, after a first warning stage has been triggered, at least one further warning stage is triggered only if a predefined warning stage condition assigned to the further warning stage is fulfilled.

Claim 39. (Currently Amended) The method as claimed in Claim [[38,]] 37, wherein, when the driver is attentive or when the risk of a rear end collision is reduced, at least one of the warning stages which has already been triggered is terminated or further warning stages are prevented.

Claim 40. (Currently Amended) The method as claimed in Claim [[39,]] 39, wherein attentiveness of the driver is detected on the basis of an activation of at least one operator control element which controls longitudinal or lateral dynamics of the vehicle.

Claim 41. (Currently Amended) The method as claimed in Claim [[40,]] 39, wherein a reduction in the risk of a rear end collision is detected by reference to at least one of an increasing distance between the first and second vehicles and a decreasing relative speed between the first and second vehicles.

Claim 42. (Currently Amended) The method as claimed in Claim [[41,]] 23, wherein the instantaneous driving situation of the first vehicle is determined as a function of at least one of the detected distance between the first and second vehicle, the detected relative speed between the first and second vehicles, detected speed of the first vehicle, detected relative acceleration between the first and second vehicles, detected acceleration of the first vehicle, inclination of a roadway on which the first vehicle travels, and coefficients of friction between the roadway and wheels of the vehicle.

Claim 43. (Currently Amended) The method as claimed in Claim [[42,]] 23, wherein, when automatic emergency braking is triggered, a warning is issued to vehicles traveling in front or behind.

Claim 44. (Currently Amended) Apparatus for carrying out automatic emergency braking in a first vehicle to avoid, or mitigate the effects of, a rear end collision with a second vehicle traveling ahead of the first vehicle by implementing a predefined emergency braking deceleration, said apparatus comprising an evaluation unit which triggers a driver warning when at least one predefined warning condition stored in the evaluation unit is fulfilled; wherein:

~~the evaluation unit determines~~ an instantaneous driving situation of the first vehicle[[,]] is determined based on a registered acceleration of the first vehicle; ~~and on a predefined emergency braking deceleration;~~

fulfillment of the warning condition requires that, based on the instantaneous driving situation of the first vehicle, and on said predefined emergency braking deceleration, an automatic emergency braking process which causes the vehicle to decelerate with the predefined emergency braking deceleration, is to be triggered by suitable actuation of braking means of the vehicle;

the warning condition includes, as target conditions, a predefined target safety distance and a predefined target relative speed between the first and second vehicles, which are to be attained when ~~[[the]]~~ said automatic emergency braking process is completed;

in determining the instantaneous driving situation of the first vehicle, in addition to the registered acceleration of the first vehicle, a registered current relative acceleration between the first and second vehicles is taken into account;

~~[[an]]~~ said automatic emergency braking process is ~~traiggered~~ triggered only after the driver warning has been triggered and a predefined warning time period has expired thereafter.